

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Kristopher Lee Roybal; Damion John  
Gullickson, Jr.; Shawn Joseph Nelson;  
Cameron Eugene Urban,

File No. 24-cv-1652 (ECT/DTS)

Plaintiffs,

**ORDER ACCEPTING REPORT  
AND RECOMMENDATION**

v.

Paul Schnell, *Commissioner of Corrections*,  
*sued in his official capacity*,

Defendant.

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Magistrate Judge David T. Schultz issued a Report and Recommendation on August 7, 2024. ECF No. 33. No party has objected to that Report and Recommendation, and it is therefore reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all of the files, records, and proceedings in the above-captioned matter, **IT IS ORDERED THAT:**

1. The Report and Recommendation [ECF No. 43] is **ACCEPTED**; and
2. Plaintiffs Damion John Gullickson, Jr.; Shawn Joseph Nelson; and Cameron Eugene Urban are **DISMISSED WITHOUT PREJUDICE** from this action;
3. Gullickson's application to proceed *in forma pauperis* [ECF No. 22] is **DENIED AS MOOT**;
4. Nelson's application to proceed *in forma pauperis* [ECF No. 23] is **DENIED AS MOOT**; and

4. Urban's application to proceed *in forma pauperis* [ECF No. 24] is **DENIED AS MOOT.**

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: September 11, 2024

s/ Eric C. Tostrud

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Eric C. Tostrud

United States District Court